

**AFFIDAVIT OF SERVICE**

UNITED STATES DISTRICT COURT  
Southern District of New York

Index Number: 08-CIV-4909

Date Filed: 5/28/2008

Plaintiff:

**ENERGY BRANDS, INC. d/b/a GLACEAU,**

vs.

Defendant:

**NATIONAL BEVERAGE CORP,**

For:

David H. Bernstein

DEBEVOISE & PLIMPTON, LLP

919 Third Avenue

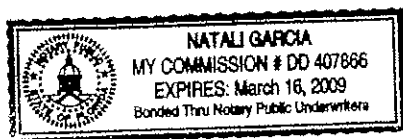
New York, NY

Received by Professional Process Servers on the 3rd day of June, 2008 at 9:00 am to be served on **NATIONAL BEVERAGE CORP., ONE NORTH UNIVERSITY DRIVE, FORT LAUDERDALE, FL 33324.**

I, Pedro Elias Bo Sauder, being duly sworn, depose and say that on the **3rd day of June, 2008 at 3:45 pm, I:**

Served the within named Corporation by delivering a true copy of the **FIRST AMENDED COMPLAINT AND DEMAND FOR JURY TRIAL WITH EXHIBITS** with the date and hour of service endorsed thereon by me to **VICKY HILDEN** as **CORPORATE COUNSEL** of the within named corporation, in compliance with State Statutes.

Under penalty of perjury, I do hereby certify that I have read the foregoing Affidavit of Service and that the facts stated in it are true. I have no interest in the above action. I am a Special Process Server in the county in which it was served in good standing.



Subscribed and Sworn to before me on the 4th day of June, 2008 by the affiant who is personally known to me.

  
NOTARY PUBLIC



**Pedro Elias Bo Sauder**  
786

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& Investigators, Inc.  
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